

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Peter S. Linsley et al.

Serial No.:

09/454,651

Filed:

December 6, 1999

Docket:

30436.30USD1

Title:

CTLA4 MOLECULES AND IL4-BINDING MOLECULES AND USES THEREOF

CERTIFICATE UNDER 37 CFR 1.8

I hereby certify that this paper or fee is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 15, 2003.

55 South Lake Avenue, Suite 710 Pasadena, California 91101 July 15, 2003

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- Transmittal sheet, in duplicate, containing Certificate under 37 CFR 1.8.
- Information Disclosure Statement (37 C.F.R. §1.97 (c)(2))
- Form 1449 (Information Disclosure Statement)
- Exhibits 64-66
- A check in the amount of \$180.00 to cover the filing fee.
- Return Postcard

Please charge any additional fees or credit overpayment to Deposit Account No. 50-0306. A duplicate of this sheet is enclosed.

MANDEL & ADRIANO

55 South Lake Avenue, Suite 710 Pasadena, California 91101 (626)395-7801

Name: Sarah B. Adriano

Reg. No.: 34,470

Initials: SBA



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Peter S. Linsley, et al.

Examiner:

Phillip Gambel, Ph.D.

Serial No.:

09/454,651

Group Art Unit:

1644

Filed:

December 6, 1999

Docket No.:

30436.30USD1

Title:

CTLA4 MOLECULES AND IL4-BINDING MOLECULES AND USES

THEREOF

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 15, 2003.

By: Tracy Praick

INFORMATION DISCLOSURE STATEMENT
(37 C.F.R. § 1.97(c)(2))

TECH CENTER 1600/2900

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This statement should be considered because it is submitted before the mailing date of the final Office Action under 37 C.F.R. §1.97(c)(2). In accordance with 37 C.F.R. §1.98(d), copies of each document or other information listed on the enclosed Form 1449 are provided.

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. They are as follows:

- European Application No. EP 0 682 039 A1 published November 15, 1995. (Exhibit 64)
- Linsley et al., "Human B7-1 (CD80) and B7-2 (CD86) Bind with Similar Avidities but Distinct Kinetics to CD28 and CTLA-4 Receptors," *Immunity*, 1994, 1:793-801. (Exhibit 65)

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Peter S. Linsley, et al.

Serial No. 09/454,651

Filed: December 6, 1999

Page 2

Peach et al., "Complementarity Determining Region 1 (CDR1)- and CDR3-analogous in

CTLA-4 and CD28 Determine the Binding to B7-1," (1994) J. Exp. Med. 180:2049-2058.

(Exhibit 66)

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102

and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish

that the reference(s) are not "prior art." Moreover, Applicants do not represent that the

references have been thoroughly reviewed or that any relevance of any portion of a reference is

intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of

M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked

as being considered and initialed by the Examiner, to the undersigned with the next official

communication.

A fee for the amount of \$180.00 is deemed necessary in connection with the filing of this

Information Disclosure Statement under C.F.R.§1.97(c)(2). However, if any additional fee is

required, authorization is hereby given to charge the amount of any such fee to Deposit Account

No. 50-0306.

Respectfully submitted,

Sarah B. Adriano

Registration No. 34,470

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Registration No. 43,902

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13.

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FORM 1449*

INFORMATIO LOSURE STATEMENT IN AN APPLICATION

Docket Number 30436.30USD1

Application Number 09/454,651

Applicant

Peter S. Linsley et al.

Filing Date

Group Art Unit

1644

(Use several sheets if necessary) December 6, 1999

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EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
•		FOREIGN	PATENT DOCUME	NTS			
-	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO	
•	EP 0 682 039 A1 (Exhibit 64)	November 15, 1995	EPO				
		ER DOCUMENTS (Includia		-	· ·		
	Linsley et al., "Human B7-1 (CD80) and B7-2 (CD86) Bind with Similar Avidities but Distinct Kinetics to CD28 and CTLA-4 Receptors," <i>Immunity</i> , 1994, 1:793-801. (Exhibit 65)						
	Peach	Peach et al., "Complementarity Determining Region 1 (CDR1)- and CDR3-analogous in CTLA-4 and CD28 Determine the Binding to B7-1," (1994) J. Exp. Med. 180:2049-2058. (Exhibit 66)					
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

*Substitute Disclosure Statement Form (PTO-1449) Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE